

STATEMENT OF PROCEEDINGS
SAN DIEGO COUNTY AIR POLLUTION CONTROL BOARD
AIR POLLUTION CONTROL DISTRICT
REGULAR MEETING
MEETING AGENDA
WEDNESDAY, OCTOBER 29, 2014, 09:00 A.M.
BOARD OF SUPERVISORS NORTH CHAMBER
1600 PACIFIC HIGHWAY, ROOM 310, SAN DIEGO, CALIFORNIA

MORNING SESSION: Meeting was called to order at 9:00 a.m.

PRESENT: Members Dianne Jacob, Chairwoman; Bill Horn, Vice Chairman; Greg Cox; Dave Roberts; Ron Roberts; also, Marvice E. Mazyck, Chief Deputy Clerk.

Public Communications: [No Speakers]

NOTICE: THE BOARD OF SUPERVISORS MAY TAKE ANY ACTION WITH RESPECT TO THE ITEMS INCLUDED ON THIS AGENDA. RECOMMENDATIONS MADE BY COUNTY STAFF DO NOT LIMIT ACTIONS THAT THE BOARD OF SUPERVISORS MAY TAKE. MEMBERS OF THE PUBLIC SHOULD NOT RELY UPON THE RECOMMENDATIONS IN THE BOARD LETTER AS DETERMINATIVE OF THE ACTION THE BOARD OF SUPERVISORS MAY TAKE ON A PARTICULAR MATTER.

Air Pollution Agenda Items

Agenda # Subject

1. NOTICED PUBLIC HEARING:
 2013 AIR TOXICS “HOT SPOTS” PROGRAM REPORT FOR SAN DIEGO
 COUNTY

2. APPROPRIATION AND ALLOCATION OF YEAR 16 CARL MOYER GRANT
 FUNDING
 [FUNDING SOURCE(S): YEAR 16 CARL MOYER PROGRAM GRANT FUNDS
 FROM THE CALIFORNIA AIR RESOURCES BOARD, AND THE AIR
 QUALITY IMPROVEMENT TRUST FUND]
 (4 VOTES)

**AP1. SUBJECT: NOTICED PUBLIC HEARING:
2013 AIR TOXICS “HOT SPOTS” PROGRAM REPORT FOR
SAN DIEGO COUNTY (DISTRICTS: ALL)**

OVERVIEW:

The California Air Toxics "Hot Spots" Information and Assessment Act (Program) was enacted in 1987 to address public concern over the release of toxic air contaminants into the environment. Under the Program, facilities emitting toxic substances are required to provide local air pollution control districts with information to identify the sources of toxic air contaminants emitted by their facilities and locate “hot spots” where toxic air contaminants are concentrated. The local air pollution control district is required to review and approve the data submitted by facilities, compile an inventory of emissions, and publish an annual program report on the region’s toxic air contaminant emissions, risk assessment results, and the control measures’ effectiveness. The facilities, in addition to submitting the report, must notify those public members impacted by elevated toxic risks.

The 2013 Air Toxics "Hot Spots" Program Report for San Diego County is an annual report completed by the San Diego County Air Pollution Control District (District) to fulfill the requirements of the Program by summarizing the program elements, the current status of the program in San Diego County, and conclusions drawn from the program to date. The Report also includes stationary and mobile emission estimates, results of local health risk assessments (HRAs) and the current status of public notifications.

Today’s requested action is to consider the 2013 Air Toxics “Hot Spots” Program Report for San Diego County and approve the report for public distribution.

FISCAL IMPACT:

There is no fiscal impact associated with the Board’s acceptance of the 2013 Air Toxics "Hot Spots" Program Report for San Diego County. There will be no change in net General Fund costs and no additional staff years.

BUSINESS IMPACT STATEMENT:

N/A

RECOMMENDATION:

AIR POLLUTION CONTROL OFFICER

Consider the 2013 Air Toxics "Hot Spots" Program Report for San Diego County and approve the report for public distribution (Attachment A).

ACTION:

ON MOTION of Member Cox, seconded by Member R. Roberts, the Air Pollution Control Board of the San Diego County Air Pollution Control District closed the Hearing and took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

AP2. SUBJECT: APPROPRIATION AND ALLOCATION OF YEAR 16 CARL MOYER GRANT FUNDING (DISTRICTS: ALL)

OVERVIEW:

California's Carl Moyer Memorial Air Quality Standards Attainment Program (Carl Moyer Program) is in its sixteenth year of providing grant funding for the replacement of old, highly polluting heavy-duty engines in trucks, tractors, marine vessels, locomotives, and agricultural equipment. Carl Moyer Program grants are administered by local air districts for the purpose of achieving reductions in emissions of key pollutants, which are necessary to meet clean air commitments under regulatory requirements.

The Carl Moyer Program is a critical component of California's strategy to achieve clean air by achieving near-term reductions in emissions of oxides of nitrogen (NOx), particulate matter (PM), and reactive organic gases (ROG). Emissions of NOx and ROG combine in the presence of sunlight and heat to form ground-level ozone, a common air pollutant. PM is a component of diesel exhaust, which has been identified by CARB as a toxic air contaminant and carcinogen.

On September 26, 2012 (1), the Air Pollution Control Board authorized the San Diego County Air Pollution Control District (District) to apply for and accept future grant funding from the California Air Resources Board (CARB) for the Carl Moyer Year 14 through 18 Program. The District was subsequently awarded Year 16 Carl Moyer Program funds in the amount of \$2,825,239 for eligible emission reduction projects and is required to provide \$379,177 in project match funding. Funding allocated by the Board to the Voucher Incentive Program (VIP) on February 26, 2014 (1), fulfills the match requirement.

This is a request to approve the Recommended Funding Allocation Plan (Attachment A) in the amount of \$10,380,897 for eligible projects, to authorize the Air Pollution Control Officer to execute grant agreements for approved projects pursuant to the Carl Moyer Program Guidelines, and to amend the agreements as needed to reflect changes to projects and funding. Funding will be awarded only to projects meeting all eligibility requirements, including but not limited to, regulatory compliance and activity verification.

The District is also requesting appropriations of \$5,827,719 to augment program funding, allowing the District to fund all eligible projects. This appropriation can be credited toward future Carl Moyer Program match requirements.

FISCAL IMPACT:

Funds for this request are included in the Fiscal Year 2014-15 Operational Plan for the Air Quality State Moyer Program. Funds in the amount of \$1,727,939 are included in the Fiscal Year 2014-15 Operational Plan for the Air Quality Improvement Trust. If approved, this will result in additional costs of \$5,827,719 for a total of \$10,380,897 in Fiscal Year 2014-15 to be used to augment funding for the unanticipated increase in eligible project funding requests. The funding sources are Year 16 Carl Moyer Program Grant Funds from the California Air Resources Board (\$2,825,239), and the Air Quality Improvement Trust

Fund (\$7,555,658). There is a match requirement of \$379,177, which will be fulfilled from the Voucher Incentive Program. If approved, this request will result in no net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT:

Business owners, who apply for, are found eligible, and are awarded funding under the Carl Moyer Program will benefit by receiving new, cleaner equipment at a reduced cost.

RECOMMENDATION:

AIR POLLUTION CONTROL OFFICER

1. Find that it can be seen with certainty that there is no possibility the proposed action may have a significant adverse effect on the environment, and that this action is exempt from the provisions of the California Environmental Quality Act pursuant to California Code of Regulations, Title 14, Section 15061(b)(3).
2. Establish appropriations of \$5,827,719 in the Air Quality Improvement Trust Fund, other charges, based on fund balance available, to provide additional funding for eligible Carl Moyer Program emission reduction projects.
(4 VOTES)
3. In accordance with California Health and Safety Code Section 44288(d), authorize the Air Pollution Control Officer to execute grant agreements for approved projects as included in the Recommended Funding Allocation Plan (Attachment A) pursuant to the Carl Moyer Program Guidelines, and to amend the agreements as needed to reflect changes to projects and funding.

ACTION:

ON MOTION of Member Cox, seconded by Member R. Roberts, the Air Pollution Control Board of the San Diego County Air Pollution Control District took action as recommended, on Consent.

AYES: Cox, Jacob, D. Roberts, R. Roberts, Horn

There being no further business, the Board adjourned at 10:37 a.m.

THOMAS J. PASTUSZKA
Clerk of the Air Pollution Control Board
San Diego County Air Pollution Control District

Notes by: Panfil

NOTE: This Statement of Proceedings sets forth all actions taken by the San Diego County Air Pollution Control Board on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.